

CONFERENCE COMMITTEE REPORT DIGEST FOR ESB 83

Citations Affected: IC 35-41; IC 35-44; noncode.

Synopsis: Resisting law enforcement and deadly weapons. Conference committee report for ESB 83. Provides that a taser, electronic stun weapon, chemical, or other device that is designed to temporarily incapacitate a person is not a deadly weapon if it is used by a law enforcement officer: (1) who is trained to use the weapon; (2) who employs the weapon in accordance with the law enforcement officer's training; and (3) while lawfully engaged in the execution of official duties. Imposes a mandatory minimum sentence for a person who commits resisting law enforcement and: (1) draws or uses a deadly weapon, inflicts bodily injury on or causes bodily injury to another person, or operates a vehicle in a manner that creates a substantial risk of bodily injury to another person; (2) operates a vehicle in a manner that causes serious bodily injury to another person; or (3) operates a motor vehicle in a manner that causes the death of another person. **(This conference committee report removes language requiring the legislative council to assign the topic of high speed police pursuits to a study committee.)**

Effective: July 1, 2006.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT:

Your Conference Committee appointed to confer with a like committee from the House upon Engrossed House Amendments to Engrossed Senate Bill No. 83 respectfully reports that said two committees have conferred and agreed as follows to wit:

that the Senate recede from its dissent from all House amendments and that the Senate now concur in all House amendments to the bill and that the bill be further amended as follows:

- 1 Page 3, delete lines 18 through 27.
- 2 Page 3, delete line 31.
- 3 Renumber all SECTIONS consecutively
(Reference is to ESB 83 as reprinted February 24, 2006.)

Conference Committee Report
on
Engrossed Senate Bill 83

Signed by:

Senator Lubbers
Chairperson

Representative Torr

Senator Lanane

Representative Bardon

Senate Conferees

House Conferees